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PTO/SB/21 (02-04)

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TRANSMITTAL FORM <small>(to be used for all correspondence with initial filing)</small>	Application Number	10/627,588
	Filing Date	July 25, 2003
	First Named Inventor	Laurence C. Eisenlohr
	Art Unit	1645
	Examiner Name	To be assigned
	Attorney Docket Number	003252-53311-C
Total Number of Pages in This Submission		

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): See the attached additional enclosures
Remarks The Commissioner is hereby authorized to charge any fee deficiency or credit any overpayment to the Nixon Peabody LLP Deposit Account No. 50-0850.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	David S. Resnick (34,235)/Leena H. Karttunen 10.9(b) Nixon Peabody LLP, 100 Summer Street, Boston, MA 02110		
Signature			
Date	August 3, 2004		

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Washington, DC 20231 on this date:

Typed or printed name	Linda M. Ginsberg		
Signature		Date	August 3, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Practitioner's Docket No. 003252-53311-C

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Eisenlohr et al.
Application No.: 10/627,588 Group No.: 1645
Filed: 07/25/2003 Examiner: To be assigned
For: NOVEL METHOD FOR ASSESSING RECODING IN VITRO AND IN VIVO

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

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I hereby certify that this correspondence:

1. Certificate of Mailing (1 pg.);
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3. Transmittal Form (2 pp.);
4. Petition to Correct Correspondence Filing Date for “Date-In” Incorrectly Entered or Omitted on Express Mail Label (2 pp.);
5. COPY – Express Mail Label EL 948181482 US (1 pg.);
6. COPY – Express Mail Certificate dated July 25, 2003 (1 pg.);
7. COPY – Return Receipt Postcard (1 pg.);
8. COPY – Express Mail EL 948181482 US Delivery Notice from U.S. Postal Service (1 pg.); and
9. Return Receipt Postcard.

is on the date shown below being:

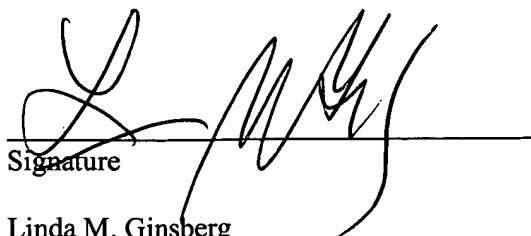
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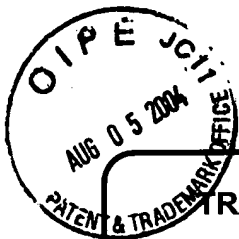
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Date: August 3, 2004

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Signature
Linda M. Ginsberg
(type or print name of person certifying)



**TRANSMITTAL FORM
(PTO/SB/21)**

ADDITIONAL ENCLOSURES

Application Number	10/627,588
Filing Date	July 25, 2003
First Named Inventor	Laurence C. Eisenlohr
Art Unit	1645
Examiner Name	To be assigned
Attorney Docket Number	003252-53311-C

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Return Receipt Postcard



Practitioner's Docket No. 003252-053311-C

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of: Laurence C. Eisenlohr and Michael T. Howard

Application No.: 10/627,588

Group No.: 1645

Filed: 07/28/03

Examiner: To be assigned

For: METHOD FOR ASSESSING RECORDING IN VITRO AND IN VIVO

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

ATTN: OFFICE OF PETITIONS

PETITION TO CORRECT CORRESPONDENCE FILING DATE
FOR "DATE-IN" INCORRECTLY ENTERED OR OMITTED
ON EXPRESS MAIL LABEL
(37 C.F.R. § 1.10(d))

1. In response to Request of Corrected Filing receipt, applicants herewith submit request that the filing date of the above-identified application be corrected. The application was filed July 25, 2003. The PTO erroneously entered filing date appearing on the Filing Receipt of this application as July 28, 2003. Thus the filing date should be corrected to July 25, 2004.
2. The present petition is filed in a timely manner after applicants became aware of the error as stated in further detail below. Upon receipt of the return receipt post card bearing an erroneous filing date on August 6, 2003, applicants called the Office of Initial Patent Examination on August 18, 2003 regarding the error, and were instructed to submit a Request for Corrected Filing Date by faxing the Request and a copy of the express mail label by faxing them to 703-746-9195. Applicants submitted the request via facsimile on August 18, 2003. Applicants received an updated Filing Receipt on March 29, 2003, which continued to carry the erroneous filing date. Consequently, Applicants promptly re-submitted the Request for corrected filing receipt on April 20, 2004, by faxing it to the

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Date: 8/3/04

FACSIMILE

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Signature

Linda M. Girsberg
(type or print name of person certifying)

number indicated above. Updated filing receipt again carrying the erroneous filing date and a Response to Request For Corrected Filing Date were mailed from the PTO on July 16, 2004 and received by the Applicant on July 19, 2004. In light of the above, the undersigned states that the present Petition is being filed promptly according to 37 C.F.R. § 1.10(d)(1).

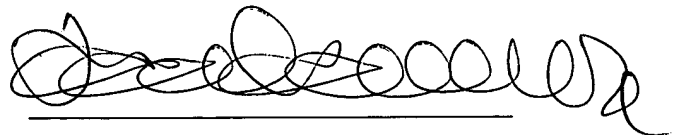
3. The number of the "Express Mail" mailing label was placed on the papers that were submitted on July 25, 2003. Attached is a copy of the Certificate of Express Mail which lists materials filed on July 25, 2003, and which was mailed in an envelope carrying Express Mail Label No. EL 948181482 US. A copy of the Express Mail label is also attached. Attached is also a copy of the return receipt post card indicating that the materials were received by the PTO. The return receipt post card has incorrect "date in" stamp. The copies show that the original submission was mailed on July 25, 2003. 37 C.F.R. § 1.10(d)(2)
4. Correction is required because the wrong "Date-In" was entered by the U.S. PTO. The original Express Mail label was stamped on July 25, 2003.
5. The following establish the showing required by 37 C.F.R. § 1.10(d)(3):

Evidence from the U.S. Postal Service as follows:

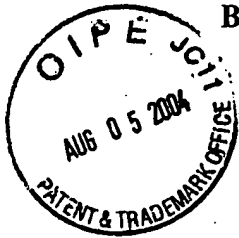
COPY – Express Mail Label EL 948181482 US showing the "date in" stamp of **July 25, 2003**;
COPY – Express Mail EL 948181482 US Delivery Notice from the U.S. Postal Service indicating that the package was received by the U.S. PTO on July 28, 2004; and
COPY – Express Mail Certificate showing the materials deposited in the envelope carrying the Express Mail Label No. EL 948181482 US

6. Applicants believe no fee is due. However, for any fee deficiencies associated with this Petition, please charge the Nixon Peabody LLP Deposit Account No. 50-0850.
7. Accordingly, applicants request that the "date in" in this application should be corrected to be July 25, 2004. Please contact the undersigned if further information is required.

Date: August 3, 2004



David S. Resnick Reg. No. 34,235
Leena H. Karttunen 37 CFR 10.9b
Nixon Peabody LLP
100 Summer Street
Boston, MA 02110
617-345-6057/1367



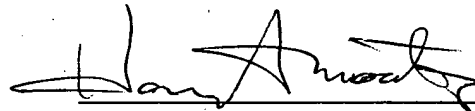
**BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE
UNITED STATES PATENT AND TRADEMARK OFFICE**

LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)

Leena H. Karttunen is hereby given limited recognition under 37 CFR § 10.9(b), as an employee of the law firm of Nixon Peabody LLP, to prepare and prosecute patent applications wherein the patent applicant is a client of the law firm of Nixon Peabody LLP, and a registered practitioner, who is a member of the law firm of Nixon Peabody LLP, is the practitioner of record in the applications. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Leena H. Karttunen ceases to lawfully reside in the United States, (ii) Leena H. Karttunen's employment with the law firm of Nixon Peabody LLP, ceases or is terminated, or (iii) Leena H. Karttunen ceases to remain or reside in the United States on an H-1B visa.

This document constitutes proof of such limited recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

Expires: June 14, 2005



Harry I. Moatz
Director of Enrollment and Discipline

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Date In Mo. Day Year	<input type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM	Postage \$
Time In <input type="checkbox"/> AM <input type="checkbox"/> PM	<input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee
Weight lbs. ozs.	Int'l Alpha Country Code	COD Fee Insurance Fee
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Clerk Initials	Total Postage & Fees \$

DELIVERY (POSTAL USE ONLY)		
Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		
Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		
Delivery Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		
<input type="checkbox"/> WAIVER OF SIGNATURE (Domestic Only): Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent (if delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery.		
NO DELIVERY <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday Customer Signature		

Mailing Label
Label 11-F August 2000

CUSTOMER USE ONLY	
METHOD OF PAYMENT: <u>022021</u>	
Express Mail Corporate Acct. No.	
FROM: (PLEASE PRINT)	PHONE <u>617 345-6057</u>
NIXON PEOBODY LLP 101 FEDERAL ST. FL 13 12TH & 13TH FLOORS BOSTON MA 02110-1832 NP Ref. No. 003252-053311-C	

Federal Agency Acct. No. or Postal Service Acct. No.	
TO: (PLEASE PRINT)	PHONE ()
MAIL STOP PATENT APPLICATION COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450	

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ORIGIN (POSTAL USE ONLY)		
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Date In <u>7-31-03</u>	<input type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM	Postage \$ <u>17.85</u>
Time In <u>7:31</u> PM	<input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee
Weight lbs. <u>15</u> ozs.	Int'l Alpha Country Code	COD Fee Insurance Fee
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Clerk Initials <u>MA</u>	Total Postage & Fees \$ <u>17.85</u>

<input type="checkbox"/> WAIVER OF SIGNATURE (Domestic Only): Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent (if delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery.		
NO DELIVERY <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday Customer Signature		

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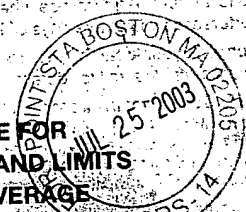
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Express Mail Corporate Acct. No.	
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PATENT

Practitioner's Docket No. 003252-053311-C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of: Eisenlohr, et al.
Application No.: To be assigned (Cont. of 09/981,393) Group No.: To be assigned (1636)
Filed: Herewith (October 16, 2001) Examiner: To be assigned (Qian, Celine X.)
For: NOVEL METHOD FOR ASSESSING RECODING IN VITRO AND IN VIVO

MAIL STOP PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EXPRESS MAIL CERTIFICATE

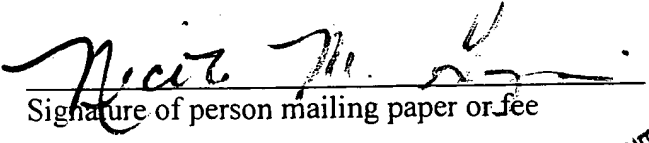
"Express Mail" Label Number: EL 948181482 US
Date of Deposit: July 25, 2003

I hereby state that the following *attached* papers and fees:

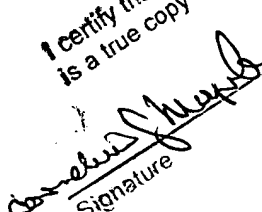
1. Continuation Patent Application Transmittal (1 pg.);
2. Application (49 pp.): Specification – 34 pp.; Claims 3 pp.; Abstract – 1 pg.; Figure – 8 sheet; Application Data Sheet – 3 pp.;
3. Sequence Listing – Paper Copy (3 pp.);
4. Copy – Declaration – Executed by L.C. Eisenlohr and M.T. Howard (2 pp.);
5. Copy – Power of Attorney Filing (18 pp.);
6. Copy – Petition for Extension of Time Filing in Parent
7. Return Receipt Postcard;

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. section 1.10, on the date indicated above and is addressed to MAIL STOP PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Nicole M. Gignac


Signature of person mailing paper or fee

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Date 8/31/04

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Mailing Date: 25 July 2003
Client: Thomas Jefferson University
Inventors: L.C. Eisenlohr et al.
Serial No.: To be assigned (Cont. of 094981,393)
Filing Date: Herewith

Attorney/Sec: DSR/LK/rmg
Docket No.: 003252-053311-C

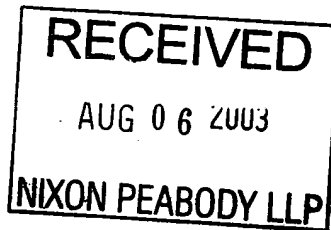
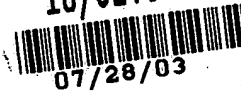
Patent No.:
Grant Date:

The dating stamp of the Patent and Trademark Office hereon will be taken as the date of filing of:

1. Continuation Patent Application Transmittal (1 pg.);
2. Application (49 pp.): Specification - 34 pp.; Claims 3 pp.; Abstract 1 pg.;
Figures - 8 sheets; Application Data Sheet 3 pp.;
3. Copy - Declaration - Executed by L.C. Eisenlohr and M.T. Howard (2 pp.);
4. Copy - Power of Attorney Filing (18 pp.);
5. Copy - Petition for Extension of Time Filing in Parent (pp.);
6. Express Mail Certificate - Label No. EL948181482 US (1 pg.);
7. Return Receipt Post Card.
8. Sequence Listing - Paper Copy - 3 pp.

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Correlia May 8/3/04
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Fax Number: 617-345-1300

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Signature of Recipient:

Address of Recipient:

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local Post Office or postal representative.

Sincerely,

United States Postal Service